

Serial No.: 10/750,795
Examiner: Knowlin Thjuan Addy

REMARKS

In a December 9, 2009 final office action, Examiner rejected claims 1-50 under 35 U.S.C. § 103(a). Examiner rejected the independent claims of the present patent application under 35 U.S.C. § 103(a) as being unpatenable over Gray et al. (U.S. Patent Application Pub. No. 2004/0028197) in view of Denton et al. (U.S. Patent No. 7,295,669) and further in view of Lindley et al. (U.S. Patent No. 7,200,218).

At the time of this December 9, 2009 final office action, claims 1-50 were pending with claims 1, 11, 21, 32, 37, 41 and 50 being independent claims.

In the December 9, 2009 final office action, Examiner cites Lindley as disclosing "the computer including a PBX Messaging Integration Client (PMIC) capable of placing and answering PBX calls without a PBX phone, routing incoming calls directed to PBX extensions to other devices, forwarding calls away from the PBX phones to other devices, and placing calls on hold" limitation of the independent claims.

We previously argued that Lindley does not disclose this limitation. The cited disclosure of Lindley involves a switch 206/circuit board 212 that is external to the computer 218 (not located within the computer as required by the independent claims). FIG. 2 of Lindley discloses a computer 218 connected to an external switch 206/circuit board 212 which Examiner equates to the PMIC of the present independent claims. However, as shown in FIG. 1 and described in the related discussion of FIG. 1 of the present application, the present invention involves computers enabled with a PMIC.

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Hence, the PMIC is internal to the computer. This structural limitation is emphasized in the claim language of the independent claims which require a "computer including a PBX Messaging Integration Client."

Applicant respectfully submits that the Examiner maintained his rejection, citing Lindley for this limitation, without considering the argument Applicant made with regard to the structural differences between Lindley and the present independent claims.

Because this limitation is contained in all independent claims and because all claims depending from the independent claims incorporate all limitations contained in the independent claims, all claims of the present application contain patentable subject matter over the cited references.

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Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for reasons clearly apparent, Applicant respectfully requests full allowance of all pending claims. If there are any matters that can be discussed by telephone to further the prosecution of this Application, Applicant invites the Examiner to contact the undersigned attorney at 512-306-8533 at the Examiner's convenience.

Respectfully Submitted,

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